

SILLS CUMMIS & GROSS
P.C.
Jeffrey J. Greenbaum
Katherine M. Lieb
One Riverfront Plaza
Newark, New Jersey 07102
(973) 643-7000

JONES DAY
Toni-Ann Citera*
Rajeev Muttreja*
250 Vesey Street
New York, NY 10281
(212) 326-3939

*admitted *pro hac vice*

JONES DAY
Noel J. Francisco*
Yaakov M. Roth*
Brett A. Shumate*
Charles E.T. Roberts*
51 Louisiana Ave. NW
Washington, DC 20012
(202) 879-3939

*Attorneys for Plaintiff
Bristol Myers Squibb Company*

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

BRISTOL MYERS SQUIBB
COMPANY,

Plaintiff,

v.

:

:

:

Civil Action No. 23-3335(ZNQ)(JBD)

Hon. Zahid N. Quraishi

Hon. J. Brendan Day

XAVIER BECERRA, U.S. Secretary of
Health & Human Services; CHIQUITA
BROOKS-LASURE, Administrator of
Centers for Medicare & Medicaid Services;
U.S. DEPARTMENT OF HEALTH &
HUMAN SERVICES; CENTERS FOR
MEDICARE & MEDICAID SERVICES,

Defendants.

:

:

:

:

NOTICE OF APPEAL

Pursuant to Federal Rules of Appellate Procedure 3(a)(1) and 4(a)(1)(B), Plaintiff
Bristol Myers Squibb Company hereby appeals to the United States Court of Appeals
for the Third Circuit from the final judgment entered on April 29, 2024. *See* ECF No.
110 (Opinion); ECF No. 111 (Order).

Respectfully submitted,

/s/ Jeffrey J. Greenbaum
Jeffrey J. Greenbaum
Katherine M. Lieb
SILLS CUMMIS & GROSS P.C.
One Riverfront Plaza
Newark, New Jersey 07102
(973) 643-5430

Toni-Ann Citera*
Rajeev Muttreja*
JONES DAY
250 Vesey Street
New York, NY 10281
(212) 326-3939

Noel J. Francisco*
Yaakov M. Roth*
Brett A. Shumate*
Charles E.T. Roberts*
JONES DAY
51 Louisiana Avenue N.W.
Washington, DC 20012
(202) 879-3939

*admitted *pro hac vice*

Counsel for Plaintiff
Bristol Myers Squibb Company

Dated: April 29, 2024